IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 2367 OF 2003.
IN
SUIT NO. 807 OF 1977

M/s. Rollfab Industries.] .. Plaintiff

Versus

M/s. Universal Plast Limited.] .. Defendant

Mr.S. Shetty i/b M/s.M.P.Vashi & Co. for the plaintiff.
None for the defendant.

CORAM: ANOOP V. MOHTA, J.

DATED: 14TH SEPTEMBER, 2005

P.C. :

1. Heard counsel appearing for the plaintiff. None appeared for the sole defendant. Affidavit of service is placed on the record.

2. A Notice of Motion has been taken out for setting aside dismissal order of the suit dated 17th June, 2002, and further prayer to restore the same to the file. In view of the averments made in paragraph 2 and in view of the fact that there is no denial to these

averments, I am inclined to grant the Notice of Motion in terms of prayer clause (a) and (b). Notice of Motion is, therefore, disposed of accordingly.

[ANOOP V. MOHTA, J.]

[srpasha@hc]